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OFFICE OF PETITIONS

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In re Application of :
Christopher Cressy :
Application No. 09/667,625 :
Filed: September 22, 2000 :
Attorney Docket No. 7784-001023/US :

ON PETITION

This is a decision on the petition, filed August 31, 2007, to revive the above-identified application under 37 CFR 1.137(b).

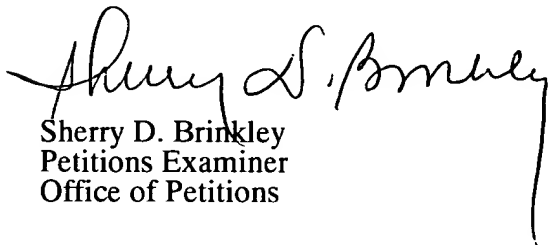
The petition is **GRANTED**.

This application became abandoned for failure to timely file a reply within the meaning of 37 CFR 1.113 to the final Office action of November 13, 2006. A Notice of Abandonment was mailed on July 6, 2007. The proposed reply required for consideration of a petition to revive must be a Notice of Appeal (and appeal fee required by 37 CFR 41.20(b)(2)), an amendment that *prima facie* places the application in condition for allowance, a Request for Continued Examination (RCE) and submission (37 CFR 1.114), or the filing of a continuing application under 37 CFR 1.53(b). See MPEP 711.03(c)(II)(A)(2). On August 31, 2007, the present petition was filed, along with a Notice of Appeal.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Notice of Appeal and appeal fee of \$500; (2) the petition fee of 1,500; and (3) an adequate statement of unintentional delay.

It is noted that an Appeal Brief was subsequently filed on October 31, 2007. Accordingly, the application is being referred to Technology Center AU 2621 for further prosecution.

Telephone inquiries concerning this decision may be directed to the undersigned at (571) 272-3204. Inquiries relating to the prosecution of the application should be referred to the Technology Center.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions